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Parcel No. 3073.0700.0-00012.00 (HNA 5A)

Prepared by:

Butler, Snow, O'Mara, Stevens & Cannada, PLLC

Attn: Kelly P. Bridgforth

6075 Poplar Avenue, Suite 500

Memphis, TN 38119

(901) 680-7200

To the Chancery Clerk of DeSoto County, Mississippi:

The real property described herein is situated in the Southwest Quarter of Section 7, Township 3 South, Range 7 West of DeSoto County, Mississippi.

PERMANENT UTILITY EASEMENT AND
TEMPORARY CONSTRUCTION EASEMENT

NANCY MURIEL YELSIK

GRANTOR

TO

DESOTO COUNTY REGIONAL UTILITY AUTHORITY

GRANTEE

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, **NANCY MURIEL YELSIK** (the "Grantor"), grant to **DESOTO COUNTY REGIONAL UTILITY AUTHORITY** ("Grantee"), a body politic, a perpetual and assignable easement and right-of-way in, on, over and across the land, for the location, operation, maintenance, alteration, repair and patrol of an underground sewer pipeline; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the land-owners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines over the land in DeSoto County, Mississippi described as part of the Southwest Quarter (SW-1/4) of Section 7, Township 3 South, Range 7 West, and being a strip of land twenty (20) feet in width and more particularly described on Exhibit "A."

The Grantor further grants to Grantee a twenty (20) foot wide temporary construction easement and right-of-way in, on, over and across the land running parallel to the above-described twenty (20) foot wide permanent utility easement, said temporary easement containing .130 acres, more or less, as more specifically described on the attached Exhibit "B."

Upon completion of the construction within the above described permanent utility easement, the above-described temporary construction easement shall terminate.

The Grantor further grants to the Grantee the right of ingress and egress to and from said permanent and temporary easements.

The Grantor acknowledges the existence of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, and acknowledge that they are aware of their rights under said Act, including but not limited to:

- a) notification of the Grantee's desire to obtain the property and receipt of a copy of the above named Act;
- b) the opportunity to receive an appraisal and to accompany the appraiser during the initial inspection; and
- c) an opportunity to have the value of the property determined by a Court of competent jurisdiction and to be compensated therefore.

Grantor fully understands that she has the right to receive just compensation for the real property herein described based on an appraisal of said property.

WITNESS MY SIGNATURE on the date set forth below.

Nancy Muriel Yelsik
Nancy Muriel Yelsik

DATE: 3 Nov 04

The Address and Telephone
Number of the Grantor:

226 Parkway Street
Hernando, MS 38632
(662) 429-4281

The Address and Telephone
Number of the Grantee:

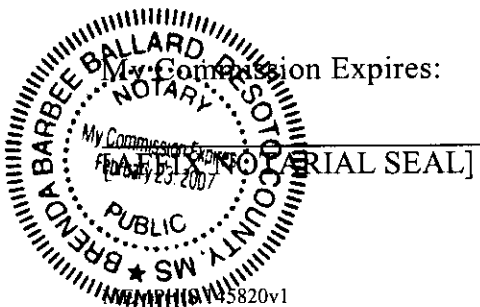
DeSoto County Courthouse
Hernando, MS 38632
(662) 429-5011

STATE OF Mississippi
COUNTY OF DeSoto

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, NANCY MURIEL YELSIK, who acknowledged that she signed and delivered the above and foregoing instrument on the day and year therein mentioned.

Given under my hand and official seal of office, this the 3rd day of November, 2004.

Brenda Barbree Ballard
NOTARY PUBLIC



A PROPOSED TWENTY (20) FOOT WIDE PERMANENT UTILITY EASEMENT

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run South, 119.71 feet;

THENCE run West, 964.32 feet to a point on the East line of the aforementioned "Yelsik" tract, same being the POINT OF BEGINNING of the herein described centerline;

THENCE leaving said East line, run North $88^{\circ} 17' 08''$ West, 281.25 feet to a point on a curve to the left;

THENCE run Southwesterly along the arc of said curve to the left for a distance of 239.24 feet to a point on the South line of the aforesaid "Yelsik" tract, same being the POINT OF TERMINUS of the herein described centerline, containing 0.239 Acres (10,426 Square Feet), more or less. Said curve to the left having a radius of 735.00 feet, a central angle of $18^{\circ} 38' 57''$ and a chord bearing and distance of South $28^{\circ} 09' 33''$ West, for a distance of 238.18 feet.

EXHIBIT**A**

A PROPOSED TWENTY (20) FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT

COMMENCING for reference at a found angle iron marking the Southwest corner of Lot 23 of Phase 1, Lakes of Cedar Grove Subdivision, as recorded in Plat Book 55, Page 37 within the Chancery Clerk's Office of DeSoto County, Mississippi and being on the East right-of-way line of U. S. Interstate Highway No. 55, as it exists this date (October, 2003);

THENCE run South, 119.71 feet;

THENCE run West, 964.32 feet to a point on the East line of the aforementioned "Yelsik" tract;

THENCE run South $03^{\circ} 22' 19''$ West, 10.00 feet, along said East line to the POINT OF BEGINNING of the herein described proposed twenty (20) foot wide temporary construction easement;

THENCE run South $03^{\circ} 22' 19''$ West, continuing along the East line of said "Yelsik" tract, 20.00 feet;

THENCE leaving said East line, run North $88^{\circ} 17' 08''$ West, 289.80 feet to a point on a curve to the right;

THENCE run Northeasterly along the arc of said curve to the right for a distance of 24.24 feet to a point on the South line of the above described proposed twenty (20) foot wide permanent utility easement. Said curve to the right having a radius of 725.00 feet, a central angle of $01^{\circ} 54' 57''$ and a chord bearing and distance of North $36^{\circ} 07' 20''$ East, for a distance of 24.24 feet.

THENCE run South $88^{\circ} 17' 08''$ East, along the South line of said proposed twenty (20) foot wide permanent utility easement, 276.68 feet to the POINT OF BEGINNING, containing 0.130 Acres (5,666 Square Feet), more or less.

EXHIBIT**B**